

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER

72371

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)

09/980676
not yet known

INTERNATIONAL APPLICATION NO.:

PCT/AU00/00336

INTERNATIONAL FILING DATE

19 April 2000

PRIORITY DATE CLAIMED

April 20, 1999

TITLE OF INVENTION: FUMIGATION APPARATUS AND METHOD

APPLICANT(S) FOR DO/EO/US

Kenneth George BRASH

Applicant herewith submits to the united States designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ A This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ A This express request to begin national examination procedures (35 U.S.C. 371(f) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S. 371(c)(3)).
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern documents(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:
 - (a) International Preliminary Examination Report;
 - (b) Copy of Publication No. WO 00/42700;
 - (c) Copy of International Search Report

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label Number

EL 868371545

Date of Deposit October 19, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 C.F.R. §1.10 on the date indicated above and is addressed to: Commissioner for Patents Washington, D.C. 20231.

ED PRICE

(Typed or printed name of person mailing)

(Signature of person mailing)

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)
not yet known

INTERNATIONAL APPLICATION NO.
PCT/AU00/00336

ATTORNEY'S DOCKET NUMBER
72371

17. ☒ The following fees are submitted:

JC10 Rec'd PCT/PTO CALCULATIONS 9 OCT 2001

BASIC NATIONAL FEE (37 CFR 1.492 (A)(1)-(5)):

Search Report has been prepared by the EPO or JPO \$ 890.00
International preliminary examination fee paid to USPTO (37 CFR 1.482)
..... \$ 710.00
No international preliminary examination fee paid to USPTO (37 CFR 1.482)
but international search fee paid to USPTO (37 CFR 1.445(a)(2)) \$ 740.00

No international preliminary examination fee (37 CFR 1.482) nor
international search fee paid to (37 CFR 1.445(a)(2)) paid to USPTO \$ 1040.00

International preliminary examination fee paid to USPTO (37 CFR 1.482)
and all claims satisfied provisions of PCT Article 33(2)-(4) \$ 100.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

\$ 1040

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30
months from the earliest claimed priority date (37 CFR 1.492(e)).

\$

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
--------	--------------	--------------	------

Total claims	20 -20 =	0	X\$. 18.00
--------------	----------	---	------------

\$

Independent claims	2 -3 =	0	X\$. 80.00
--------------------	--------	---	------------

\$

MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+\$ 270.00
---------------------------------------------	--	--	------------

\$

TOTAL OF ABOVE CALCULATIONS =

\$ 1040 00

Reduction of 1/2 for filing by small entity.

\$ 520 00

SUBTOTAL =

\$ 520 00

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30
months from the earliest claimed priority date (37 CFR 1.492(f)).

\$

TOTAL NATIONAL FEE =

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be
accompanied by an appropriate cover sheet (37 CFR 3.28,3.31). \$40.00 per property +

\$

TOTAL FEES ENCLOSED =

\$ 520 00

Amount to be:
refunded \$

charged \$

- a. ☒ A check in the amount of \$ 520 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which maybe required, or credit any
overpayment to Deposit Account No. 06-1135. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR
1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

FITCH, EVEN, TABIN & FLANNERY
120 South LaSalle St., Suite 1600
Chicago, IL 60603-3406 U.S.A.

SIGNATURE:

Kenneth H. Samples
NAME

Telephone: (312) 577-7000
Facsimile: (312) 577-7007

25,747
Registration Number